

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/586,925 Confirmation No.: 8186
 Applicant(s): Paul HADVARY *et al.*
 Filed: July 24, 2006
 Title: DERMALLY AFFIXED SENSOR DEVICE
 TC/A.U.: Not yet assigned
 Examiner: Not yet assigned
 Docket No.: 27708-0001
 Customer No.: 24633

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

This is in response to the Notification of Missing Requirements dated January 18, 2007, in the above-identified application.

1. **Declaration and Power of Attorney:**

- ☒ **Enclosed.** This application was filed without an executed Declaration and Power of Attorney.

2. **Assignment:**

- ☐ An assignment of the invention to _____ and a PTO Form-1595, Recordation Form Cover Sheet are filed concurrently under separate cover.

3. ☒ Applicant petitions for an extension of time, the fees for which are set forth in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input checked="" type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2160.00	\$ 1080.00

Extension of time fee due with this request: \$ 60.00

If an additional extension of time is required, please consider this a Petition therefore.

4. **Fee Calculation (37 C.F.R. § 1.16):**

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Fees
Total Claims (37 C.F.R. § 1.16(c))	27 - 20 =	1	\$ 50/25 ea =	7x paid 7/24/06 1x = \$25.00
Independent (Claims 37 C.F.R. § 1.16(b))	1 - 3 =	0	\$ 200/100 ea =	0.00
Basic Filing Fee \$300/150				Paid 7/24/2006
Utility Search Fee \$500/250				Paid 7/24/2006
Examination Fee \$200/100				Paid 7/24/2006
Utility Application Size Fee—for each additional 50 sheets that exceeds 100 sheets \$250/125				0.00
Declaration Surcharge under 37 C.F.R. § 1.16(e)				65.00
Multiple Claim Fee \$360				0.00
One Month Extension of Time				60.00
TOTAL =				150.00
Minus ½ for Small Entity				
TOTAL FILING FEE				150.00

5. **Fee Payment:**

☒ A check in the amount of **\$ 150.00** is enclosed for fees noted above.

☐ The Commissioner is hereby authorized to charge Deposit Account No. 50-1349 to cover the Missing Requirement fee of **\$0.00**. A duplicate copy of this form is enclosed for fee processing.

6. ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3)

37 C.F.R. § 1.136(a)(3) 2008-12-10 10:56:25
42 FC:2615 55.00 OP
25.00 OP

7. Other:.

- ☒ **Part 2 – Notification of Missing Requirements**
- ☐ Information Disclosure Statement
- ☐ PTO-1449, __ documents as listed
- ☐ Preliminary Amendment
- ☐ Claim for Priority
- ☐ Certified copy of Priority Document
- ☐ Sequence Listing

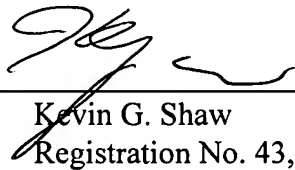
If there are any questions regarding the above-captioned patent application, please contact applicant's representative at the number given below.

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: April 12, 2007

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UNITED STATES PATENT AND TRADEMARK OFFICE

27768-1

 UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/586,925	Paul Hadvary	25063-0002

INTERNATIONAL APPLICATION NO.

PCT/EP04/14057

I.A. FILING DATE	PRIORITY DATE
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12/10/2004

12/22/2003

24633

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 WASHINGTON, DC 20004

HOGAN & HARTSON L.L.P.

IP DOCKETING DEPT

CONFIRMATION NO. 8186

371 FORMALITIES LETTER



OC000000022022038

Date Mailed: 01/18/2007

RESP to MISSING REQ DUE 3-18-07

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/24/2006
- Copy of the International Search Report filed on 07/24/2006
- Copy of Article 19 Amendments filed on 07/24/2006
- Information Disclosure Statements filed on 07/24/2006
- Oath or Declaration filed on 07/24/2006
- Request for Immediate Examination filed on 07/24/2006
- U.S. Basic National Fees filed on 07/24/2006
- Priority Documents filed on 07/24/2006

HOGAN & HARTSON L.L.P.

JAN 23 2007

IP DOCKETING DEPT

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$25 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - All inventors listed on the transmittal letter is not listed on the cover sheet of the International

application (Hardvary, Paul), please submit a corrected transmittal letter or an explanation for the added inventor.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$90 for a Small Entity:

- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 25
 - \$25 for 1 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VIRGINIA L IRBY

Telephone: (703) 308-9140 EXT 229

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/586,925	PCT/EP04/14057	25063-0002